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In the

Supreme Court of the United States

OCTOBER TERM, 1966

No. [redacted] 115

MARK F. HELLER, *Petitioner*

vs.

STATE OF CONNECTICUT

On Petition For A Writ Of Certiorari To The Supreme Court Of The State Of Connecticut

PETITION FOR REHEARING

DAVID M. REILLY,
DAVID M. REILLY, JR.,
205 Church Street,
New Haven, Connecticut.
Attorneys for Petitioner.

THE HACK CO., NORTH HAVEN, CONN.

In the

Supreme Court of the United States

OCTOBER TERM, 1966

No. 1338

MARK F. HELLER, *Petitioner*

vs.

STATE OF CONNECTICUT

On Petition For A Writ Of Certiorari To The Supreme Court Of The State Of Connecticut

PETITION FOR REHEARING

PETITION FOR REHEARING ON PETITION FOR CERTIORARI

The petitioner, Mark Heller, prays for re-argument and upon the following grounds:

Petitioner was arrested upon charges that on their face amount to only a minor offense. The charge was being found drunk. It was disputed. The constitutional issue involved his right to immediately contact a lawyer. The statute involved permitted a 30 day jail sentence.

If a reaso for denying the petition for certiorari is that only a minor offense has been charged, and therefore the case lacks importance, the petitioner asks the court to reconsider. A *lettre de cachet* permitted an arrest for no crime at all.

Arrests on minor charges if permitted without some form of constitutional protection can shield those who would arrest under circumstances where there was no crime at all.

The court has previously decided there is no right to a jury trial for a minor crime.

Wherefore, the petitioner moves that the court reconsider this petition and declare that a person arrested has the right to immediately call his lawyer.

The Petitioner, MARK HELLER,
By DAVID M. REILLY,
DAVID M. REILLY, JR.,
His Attorneys.

AFFIDAVIT

STATE OF CONNECTICUT }
COUNTY OF NEW HAVEN } ss.: November 9, 1967

I, David M. Reilly, Jr. being duly sworn depose and say that I have mailed a copy of this Petition for Rehearing to the Prosecuting Attorney of the Seventh Circuit Court at Meriden, postage pre-paid.

DAVID M. REILLY, JR.

Subscribed and sworn to before me this 9th day of November, 1967.

CAROL STANFORD,
Notary Public.